

Docket No. RSW919980041US2

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: Dingsor et al.

§

Serial No. 09/976,126

§

Group Art Unit: 2145

§

Filed: October 11, 2001

§

Examiner: Cardone, Jason D.

§

For: Method and Apparatus Load  
Balancing Server Daemons within a  
Server

§

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Commissioner for Patents  
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By:

  
J. M. Roberts

## APPEAL BRIEF (37 C.F.R. 41.37)

This brief is in furtherance of the Notice of Appeal, filed in this case on February 1, 2005.

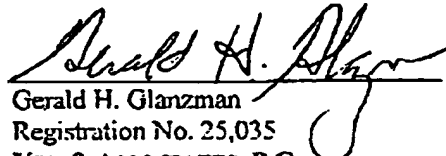
The fees required under § 41.20(B)(2), and any required petition for extension of time for filing this  
brief and fees therefore, are dealt with in the accompanying TRANSMITTAL OF APPEAL BRIEF.ORIGINAL TRANSMITTED TO: COMPTROLLER OF THE PATENT OFFICE  
IN: 09/976,126(Appeal Brief Page 1 of 20)  
Dingsor et al. - 09/976,126

PAGE 3/22 \* RCVD AT 3/18/2005 9:35:21 AM (Eastern Standard Time) \* SVR:USPTO-EFXXF-1/1 \* DNIS:8729306 \* CSID:9723857766 \* DURATION (mm:ss):05:42

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**CONCLUSION**

For all the above reasons, appellants submit that the Final Rejection of claims 16, 17, 19, 20 and 38 is improper, and respectfully request that the Final Rejection be reversed.



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(Appeal Brief Page 16 of 20)  
Dingsor et al. - 09/976,126

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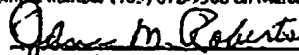
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Jane M. RobertsTRANSMITTAL DOCUMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450Sir:  
ENCLOSED HERewith:

- Appeal Brief (37 C.F.R. 41.37).

A fee of \$500.00 is required for filing an Appeal Brief. Please charge this fee to IBM Corporation Deposit Account No. 09-0461. No additional fees are believed to be necessary. If, however, any additional fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted.

  
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